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21905 U.S. PTO

10/602924



06/24/03

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket N .

ORT1596 DIV

First Inventor

Kevor S. TenHuisen, et al.

Title

IMMUNE MODULATION DEVICE FOR USE IN ANIMALS

Express Mail Label N .

EV086130773US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents
Box Patent Application
Washington, DC 202311. ☒ F e Transmittal Form (e.g., PTO/SB/17)
(submit an original and a duplicate for fee processing)2. ☐ Applicant claims small entity status.3. ☒ Specification [Total Pages 36]

(Preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 USC 113) [Total Sheets 3]

5. Oath or Declaration [Total Pages 3]

a. ☐ Newly executed (original or copy)b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)i. ☐ **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.767. ☐ CD-ROM or CD-R in duplicate, large tabl or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

a. ☐ Computer Readable Form (CRF)b. ☐ Specification Sequence Listing on:i. ☐ CD-ROM or CD-R (2 copies); orii. ☐ paperc. ☐ Statement verifying identity of above copi s**ACCOMPANYING APPLICATION PARTS**9. ☐ Assignment Papers (cover sheet & document(s))10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)11. ☐ English Translation Document (if applicable)12. ☒ Information Disclosure Statement

(IDS)/PTO-1449

☐ Copies of IDS**Citations**13. ☒ Preliminary Amendment14. ☒ Return Receipt Postcard (MPEP 503)

(Should be specifically itemized)

15. ☐ Certified Copy of Priority Document(s)

(if foreign priority is claimed)

16. ☐ Request and Certifications under 35 U.S.C. 122

(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. ☒ Other

MPEP 609D

18. ☒ If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:☐ Continuation ☒ Divisional ☐ Continuation-in-Part (CIP) of prior application No.: 10/103,087, filed 3/21/2002.

Prior application information: Examiner Zachariah Lucas Group Art Unit: 1648

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**19. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label 000027777 or ☐ Correspondence Address below

Name: Philip S. Johnson, Esq.

Address: Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003 USA**20. TELEPHONE CONTACT**

Please direct all telephone calls or telefaxes to William K. Wissing at:

T l phon : (732) 524-6201

Fax: (732) 524-2808

21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME

William K. Wissing

Reg. No. 34757

SIGNATURE

DATE

June 24, 2003

06/24/03 17698 U.S. PTO

FEE TRANSMITTAL

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Kevor S. TenHuisen, et al.
Group Art Unit	
Examiner Name	
Attorney Docket Number	ORT1596 DIV

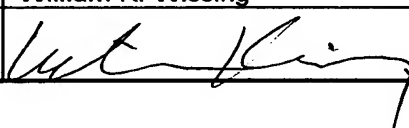
FEE CALCULATION

CLAIMS AS FILED

(1)	(2)	(3)	(4)	(5)
FOR:	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$750.00
TOTAL CLAIMS	9 - 20 =	0	x 18.00	\$ 0.00
INDEPENDENT CLAIMS	1 - 3 =	0	x 84.00	\$ 0.00
MULTIPLE DEPENDENT CLAIMS	<input type="checkbox"/>	N/A	\$280.00	
			TOTAL FEES	\$ 750.00

METHOD OF PAYMENT

- ☒ Please charge Deposit Account No. 10-0750/ORT1596DIV/WKW in the amount of \$750.00. Three copies of this sheet are enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this communication, or credit any overpayment, to Account No. 10-0750/ORT1596DIV/WKW. Three copies of this sheet are enclosed.

SUBMITTED BY:		Complete (if applicable)
Typed or Printed Name	William K. Wissing	Reg. No. 34,757
Signature		Deposit Account No. 10-0750
Date: 6/24/2003		

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kevor S. TenHuisen, et al.

For : IMMUNE MODULATION DEVICE FOR USE IN ANIMALS

EXPRESS MAIL CERTIFICATE

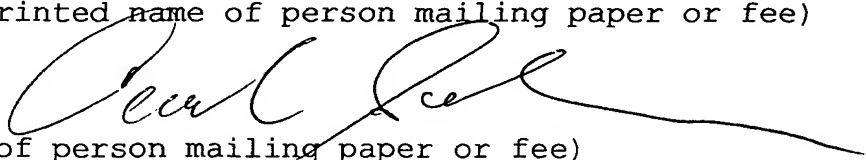
"Express Mail" mailing number: EV086130773US

Date of Deposit: June 24, 2003

I hereby certify that this complete Divisional Application, including Specification Pages, Claims, Informal Drawings, Copy of Declaration and Power of Attorney from parent, Information Disclosure Statement, Form 1449, and Form 609D, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Ceceile Solomon

(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)